

STATE OF VERMONT  
PUBLIC SERVICE BOARD

Docket No. 6860

Petitions of Vermont Electric Power Company, )  
Inc. (VELCO) and Green Mountain Power )  
Corporation (GMP) for a certificate of public )  
good, pursuant to 30 V.S.A. Section 248, )  
authorizing VELCO to construct the so-called )  
Northwest Vermont Reliability Project, said )  
project to include: (1) upgrades at 12 existing )  
VELCO and GMP substations located in )  
Charlotte, Essex, Hartford, New Haven, North )  
Ferrisburgh, Poultney, Shelburne, South )  
Burlington, Vergennes, West Rutland, )  
Williamstown, and Williston, Vermont; (2) the )  
construction of a new 345 kV transmission line )  
from West Rutland to New Haven; (3) the )  
reconstruction of a portion of a 34.5 kV and 46 )  
kV transmission line from New Haven to South )  
Burlington; and (4) the reconductoring of a 115 )  
kV transmission line from Williamstown to )  
Barre, Vermont – )

Order entered: 12/18/2006

**ORDER RE: MOTION TO INTERVENE BY LOWE'S HOME CENTER, INC.**

On December 4, 2006, Lowe's Home Center, Inc. ("Lowe's") filed a motion to intervene in this Docket, pursuant to Public Service Board ("Board") Rule 2.209. The motion states that "Lowe's has a substantial interest that will be adversely affected by the outcome of the § 248 proceeding because the path of the proposed transmission lines will cross through a forested portion of its property that Lowe's Act 250 Land Use Permit (#4C0238-5-EB) arguably requires to be preserved in its present state."

Lowe's motion to intervene was addressed at a technical hearing on December 5, 2006. No party objected to its intervention. At the hearing, the Board stated that it would allow Lowe's

to intervene in the post-certification proceedings, subject to the same conditions as have been imposed on other post-certification interventions.

Today's Order confirms the Board's decision to grant Lowe's motion to intervene.

Lowe's has demonstrated an interest in the post-certification review process as it relates to project facilities which affect its property. The Board grants Lowe's permissive intervention, pursuant to Board Rule 2.209(B), but limits participation in the post-certification process to issues relating to facilities affecting its property, pursuant to Rule 2.209(C). As the Board noted in its Order of January 28, 2005, at page 215, "entities that have not been participants in this Docket should not be allowed to re-examine issues that have already been litigated by several parties." Consequently, Lowe's may not challenge any of the Board's orders, findings, and conclusions issued in the Docket prior to this intervention.

SO ORDERED.

Dated at Montpelier, Vermont, this 18th day of December, 2006.

_____	)	
	)	PUBLIC SERVICE
	)	
s/ David C. Coen	)	BOARD
	)	
	)	OF VERMONT
s/ John D. Burke	)	

OFFICE OF THE CLERK

FILED: December 18, 2006

ATTEST: s/ Susan M. Hudson

Clerk of the Board

*NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)*